



McLEOD, ALEXANDER, POWEL & APFFEL, P.C.

2015 MAR 31 PM 3:43

OFFICE OF THE SECRETARY  
FEDERAL MARITIME COMMISSION

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ROBERT W. ALEXANDER (RETIRED)  
BENJAMIN R. POWEL (RETIRED)  
ERVIN A. APFFEL, JR. (RETIRED)

Writer Direct No.  
(409) 795-2022

March 30, 2015

**Re: Docket No. 14-06; SANTA FE DISCOUNT CRUISE PARKING, INC. D/B/A EZ CRUISE PARKING; LIGHTHOUSE PARKING, INC. AND SYLVIA ROBLEDO D/B/A 81<sup>ST</sup> DOLPHIN PARKING VS THE BOARD OF TRUSTEES OF THE GALVESTON WHARVES AND THE GALVESTON PORT FACILITIES CORPORATION**

Judge Guthridge  
Federal Maritime Commission  
800 N. Capitol Street, NW.  
Washington, DC 20573-0001

Via Fed Express  
& Email: [judges@fmc.gov](mailto:judges@fmc.gov)

Dear Judge Guthridge:

Enclosed please find an original and one (1) copy of the following executed subpoenas for:

1. Elizabeth C. Starkey, CPA  
4635 Southwest Fwy, Suite 520  
Houston, Texas 77027-7104
2. RJR Enterprises  
646 Cumberland Ridge Ct.  
League City, Texas 77573

Thank you for your attention to this matter.

Sincerely,

Anthony P. Brown

APB/ADW/ger  
Attachments  
cc w/attachments:

cc:OS  
OEC  
HVS  
Rub



ORIGINAL

FILED

MAR 31 2015

Federal Maritime Commission  
Office of the Secretary

STYLE OF

CASE : SANTA FE DISCOUNT CRUISE PARKING, INC.  
d/b/a EZ CRUISE PARKING; LIGHTHOUSE  
PARKING, INC.; and SYLVIA ROBLEDO d/b/a  
81ST DOLPHIN PARKING

vs.

THE BOARD OF TRUSTEES OF THE GALVESTON WHARVES  
AND THE GALVESTON PORT FACILITES CORPORATION

CASE NO. : 14-06

PERTAIN TO :

FROM : Elizabeth C. Starkey, CPA  
4635 Southwest Freeway, Suite 520  
Houston, TX 77027-7104

RECORD TYPE : Subpoena

ORDERED BY : Rachell Smith

DELIVER TO : Anthony P. Brown  
McLeod, Alexander, Powel and Apffel, P.C.  
802 Rosenberg/PO Box 629  
Galveston, TX 77550

**FEDERAL MARITIME COMMISSION  
DOCKET NO. 14-06**

**SANTA FE DISCOUNT CRUISE PARKING, INC  
d/b/a EZ CRUISE PARKING, LIGHTHOUSE PARKING, INC, and  
SYLVIA ROBLEDO d/b/a 81<sup>ST</sup> DOLPHIN PARKING  
VS  
THE BOARD OF TRUSTEES OF THE GALVESTON WHARVES  
And THE GALVESTON PORT FACILITIES CORPORATION**

**AFFIDAVIT**

Before me, the undersigned authority, personally appeared JACK ADDISON, JR who swore under penalty of perjury that the following facts are true and correct:

"My name is Jack Addison JR . My date of birth is August 14, 1973. I am an authorized private process server in matters pending in the STATE OF TEXAS. IDENTIFICATION NO. SCH 0000001354. Expiration Date 7-31-17

I am an employee of Action Process.

My business address is P. O. Box 132042, Houston, Texas 77219. (mailing address)

My physical address is 26450 4<sup>th</sup> Terrace, Splendora, Texas 77372

My business phone is 281 399-1621.

I am not a party to this case, nor am I related to, employed by or otherwise connected to (other than having been retained to serve process in this case) any party or any party's attorney in this case, and I have no interest in the outcome of this lawsuit.

I am over the age of 18 years. I am of sound mind and have never been convicted of a felony or misdemeanor involving moral turpitude.

I declare under penalty of perjury that the foregoing is true and correct.

I received a subpoena MARCH 9, 2015.

I delivered a copy of the above styled Subpoena to :

ELIZABETH C. STARKEY, CPA, at 4635 SOUTHWEST FREEWAY, SUITE 520, HOUSTON, TEXAS 77027 on MARCH 19, 2015 at 1:15 pm. Her signature is on the copy of the first page of the subpoena attached.

  
\_\_\_\_\_  
JACK ADDISON, JR

BEFORE ME, a notary public, on this day personally appeared, JACK ADDISON, JR who is personally known to me to be the person whose name is subscribed to the forgoing document and being by me first duly sworn , declared under oath that the statements therein contained are true and correct. Given under my hand and seal of office on this 20 day of March 2015.

  
\_\_\_\_\_  
Notary Public in and for the State of Texas





CCI

WITNESS SUBPOENA  
RETURN OF SERVICE

Came to hand the 9 day of MARCH 2015 at \_\_\_\_\_ m. , and  
And served on the 19 day of MARCH 2015 1:15 p m by delivering to  
the within named Elizabeth C. Starkey CPA  
at 4635 Southwest Freeway #520 Houston Texas 77027 a true copy of this  
subpoena and by tendering a witness fee of \$1.00 (check no NA which  
he/she accepted.

By [Signature]  
Person who is not a party to the suit, and is not less  
than 18 years of age.

See Attached 1st Page OF  
Signature of Witness SUBPOENA for signature

Date \_\_\_\_\_

Not executed as to the witness for the following reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CC  
①

**FEDERAL MARITIME COMMISSION**

---

**DOCKET NO. 14-06**

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**SANTA FE DISCOUNT CRUISE PARKING, INC. d/b/a EZ  
CRUISE PARKING; LIGHTHOUSE PARKING, INC.; and  
SYLVIA ROBLEDO d/b/a 81<sup>ST</sup> DOLPHIN PARKING**

**v.**

**THE BOARD OF TRUSTEES OF THE GALVESTON  
WHARVES and THE GALVESTON PORT FACILITIES  
CORPORATION**

---

**SUBPOENA FOR DOCUMENTS TO A NON-PARTY**

TO: Elizabeth C. Starkey, CPA  
4635 Southwest Fwy, Suite 520  
Houston, Texas 77027-7104

You are hereby commanded to do each of the following acts at the instance of the Respondents, The Board of Trustees of the Galveston Wharves and the Galveston Port Facilities Corporation within twenty (20) days after service of this subpoena.

That Elizabeth C. Starkey produce and permit the Respondents to inspect and copy each of the following documents referenced in attached "Exhibit A."

Such production and inspection is to take place at the place where the documents or things are regularly kept or at some other reasonable place designated by you.

You are further advised that other parties to the action in which this subpoena has been issued have the right to be present at the time of such production or inspection.

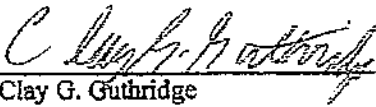
x Elizabeth C. Starkey

3-19-15 @ 1:15 P.M

You have the option to deliver or mail legible copies of documents or things to the party causing the issuance of this subpoena by you may condition such activity on your part upon the payment in advance by the party causing the issuance of this subpoena of the reasonable costs of the making of such copies.

You have the right to object at any time prior to the date set forth in this subpoena for compliance. Should you choose to object, you should communicate such objection in writing to the party causing the issuance of this subpoena and stating, with respect to any item or category to which objection is made, your reasons for such objection.

Signed this 2 day of March, 2015.

  
Clay G. Guthridge  
Administrative Law Judge

**CERTIFICATE**

I hereby certify that the attached is a true and complete copy of the records pertaining to Elizabeth C. Starkey, in my custody, that I am the custodian and keeper of said records.

I further certify that said records were made in the regular course of business of Elizabeth C. Starkey, and that it was in the regular course of business for such records to be made at the time of the events, transactions or occurrences to which they refer, or within a reasonable time thereafter.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Custodian of Records Signature

\_\_\_\_\_  
Name Printed

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_,  
2015.

\_\_\_\_\_  
Notary Public—State of Texas

## EXHIBIT "A"

Elizabeth C. Starkey  
4635 Southwest Fwy, Suite 520  
Houston, Texas 77027-7104

Please produce any and all documents requested below:

### DEFINITIONS

The following definitions shall have the following meanings, unless the context of the document request requires otherwise:

- 1) "EZ Cruise" shall refer collectively to the cruise ship parking business known as Santa Fe Discount Cruise Parking, Inc. d/b/a EZ Cruise Parking and any and all of its successors, predecessors, parent or sister companies, subsidiaries, assigns, heirs, officers, directors, agents, consultants, employees, insurers, reinsurers, attorneys or any other representatives.
- 2) "Or" means and/or.
- 3) The words "Document" and "Documents" shall be defined in the customary and broad sense to include all written, electronic, digital, or photographic materials that are now or were formerly in your possession, custody or control, whether stored in paper files or electronically, including without limitation: reports, memoranda, correspondence, electronic mail, excel charts, records, written policies, notes, summaries or records of conversations or meetings, telephone messages, drafts of any documents, copies of any document with added notations or comments, photographs, and sound or video recordings.
- 4) As used herein "Relating to" or "Pertaining to" a given subject means constituting, containing, embodying, comprising, reflecting on, identifying, stating, referring to, dealing with, commenting on, responding to, describing, involving or in any way connected to that certain subject.
- 5) The terms "You" and "your" shall refer to Elizabeth C. Starkey and any and all of its successors, predecessors, parent or sister companies, subsidiaries, assigns, heirs, officers, directors, agents, consultants, employees, insurers, reinsurers, attorneys or any other representatives.
- 6) The term "person" means and includes natural persons, governmental entities and agencies, proprietorships, partnerships, corporations, and all other forms of organization or association.



- 7) "Identify" or to give the "identity of," shall mean:
- a. In the case of a natural person, to state:
    - i. Full name;
    - ii. Last known address;
    - iii. Employer or business affiliate; and
    - iv. Occupation and business position (including title) held.
    - v. In the case of a company or other business entity, to state: (a) Name;
    - vi. Nature of the business entity;
    - vii. Business address; and
    - viii. Partners and affiliates, if any.
  - b. In the case of a document, to state:
    - i. Identity of the person(s) preparing it and or the sender(s);
    - ii. Its title or, if it has no title, a description of the general nature of its subject matter;
    - iii. The identity of the addressee(s), if any;
    - iv. Its date of preparation;
    - v. Location of the original, or, if there is no original, the location of all copies, and identity of present custodian;
    - vi. Whether or not the document is claimed to be privileged; and
    - vii. The identity of the person(s) who can identify it.
  - c. In the case of an oral statement or communication, to state:
    - i. The maker and recipients of the oral statement or communication;
    - ii. Where and when the oral statement or communication was made;
    - iii. The identity of all persons present when the oral statement or communication was made;
    - iv. The mode of communication;
    - v. The subject matter of the oral statement or communication;
    - vi. The complete contents of the statement or communication.
- 8) "Describe" means provide a detailed statement of all things relating to or affecting the particular subject to be described including, but not limited to, dates and places and the names and addresses of any persons involved. With respect to documents, reports, or other written matter, the term "describe" also includes a detailed statement of the substance of the facts and opinions made with reference to or stated in each document, report, or written matter.

#### DOCUMENT REQUESTS

- 1) Please produce any and all Federal income tax returns prepared and/or filed by You on behalf of EZ Cruise for the tax years 2006 through the present date, including all schedules, support, and work papers.
- 2) Please produce any and all annual financial statements, income statements, and balance sheets, whether audited or unaudited, prepared by You for or on behalf of EZ Cruise since January 1, 2006.

- 3) Please produce any and all electronic general ledgers, in native form, maintained by You for or on behalf of EZ Cruise since January 1, 2009.
- 4) Please produce any and all correspondence or communications between You and EZ Cruise.
- 5) Please produce each and every financial report, financial reporting package, profit and loss statement, and budget prepared by you for or on behalf of EZ Cruise for the years 2009 to present.
- 6) Please produce any and all projections, estimates, or calculations of expenses or costs incurred by EZ Cruise in providing cruise ship parking or facilities to its customers from January 1, 2009, to present.



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cc: DS  
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FILED

MAR 31 2015

Federal Maritime Commission  
Office of the Secretary

STYLE OF

CASE : **SANTA FE DISCOUNT CRUISE PARKING, INC.  
d/b/a EZ CRUISE PARKING; LIGHTHOUSE  
PARKING, INC.; and SYLVIA ROBLEDO d/b/a  
81ST DOLPHIN PARKING**

**vs.**

**THE BOARD OF TRUSTEES OF THE GALVESTON WHARVES  
AND THE GALVESTON PORT FACILITES CORPORATION**

CASE NO. : **14-06**

PERTAIN TO :

FROM : **RJR Enterprises  
646 Cumberland Ridge Court  
League City, TX 77573**

RECORD TYPE : **Subpoena**

ORDERED BY : **Rachell Smith**

DELIVER TO : **Anthony P. Brown  
McLeod, Alexander, Powel and Apffel, P.C.  
802 Rosenberg/PO Box 629  
Galveston, TX 77550**

FEDERAL MARITIME COMMISSION  
DOCKET NO. 14-06

SANTA FE DISCOUNT CRUISE PARKING, INC  
d/b/a EZ CRUISE PARKING, LIGHTHOUSE PARKING, INC, and  
SYLVIA ROBLEDO d/b/a 81<sup>ST</sup> DOLPHIN PARKING  
VS

THE BOARD OF TRUSTEES OF THE GALVESTON WHARVES  
And THE GALVESTON PORT FACILITIES CORPORATION

AFFIDAVIT

Before me, the undersigned authority, personally appeared JACK ADDISON, JR who  
swore under penalty of perjury that the following facts are true and correct:

"My name is Jack Addison JR. My date of birth is August 14, 1973. I am an authorized  
private process server in matters pending in the STATE OF TEXAS. IDENTIFICATION NO. SCH  
0000001354. Expiration Date 7-31-17

I am an employee of Action Process.

My business address is P. O. Box 132042, Houston, Texas 77219. (mailing address)

My physical address is 26450 4<sup>th</sup> Terrace, Splendora, Texas 77372

My business phone is 281 399-1621.

I am not a party to this case, nor am I related to, employed by or otherwise connected to  
(other than having been retained to serve process in this case) any party or any party's attorney in  
this case, and I have no interest in the outcome of this lawsuit.

I am over the age of 18 years. I am of sound mind and have never been convicted of a felony or  
misdemeanor involving moral turpitude.

I declare under penalty of perjury that the foregoing is true and correct.

I received a subpoena MARCH 9, 2015.

I delivered a copy of the above styled Subpoena to :

RJR ENTERPRISES at 646 CUMBERLAND RIDGE COURT, LEAGUE CITY, TEXAS 77573 on  
MARCH 10, 2015 at 12:47 pm. It was accepted by ROBERT RUIZ, his signature is on the copy of  
the first page of the subpoena attached.

  
JACK ADDISON, JR

BEFORE ME, a notary public, on this day personally appeared, JACK ADDISON, JR who is  
personally known to me to be the person whose name is subscribed to the forgoing document and  
being by me first duly sworn, declared under oath that the statements therein contained are true and  
correct. Given under my hand and seal of office on this 20 day  
of march 2015.

  
Notary Public in and for the State of Texas



**WITNESS SUBPOENA  
RETURN OF SERVICE**

Came to hand the 9 day of MARCH 2015 and executed the  
10 day of MARCH 2015 @ 12:47 <sup>pm</sup> by delivering to the  
within named witness RJR Enterprises  
at 646 Cumberland Ridge Ct. League City Texas 77573  
a true copy of this subpoena and by tendering a witness fee of \$ 1.00  
(check # N/A) which he/she accepted.

By: [Signature]

Person who is not a party to the suit  
And is not less than 18 years of age.

See Attached 1st Page  
Signature of Witness OF SUBPOENA

Date \_\_\_\_\_

Not executed for the following  
reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**FEDERAL MARITIME COMMISSION**

---

**DOCKET NO. 14-06**

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**SANTA FE DISCOUNT CRUISE PARKING, INC. d/b/a EZ  
CRUISE PARKING; LIGHTHOUSE PARKING, INC.; and  
SYLVIA ROBLEDO d/b/a 81<sup>ST</sup> DOLPHIN PARKING**

**v.**

**THE BOARD OF TRUSTEES OF THE GALVESTON  
WHARVES and THE GALVESTON PORT FACILITIES  
CORPORATION**

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**SUBPOENA FOR DOCUMENTS TO A NON-PARTY**

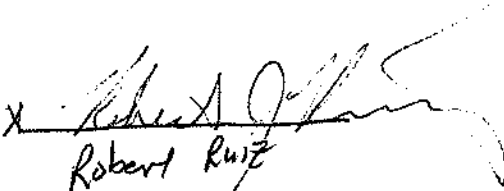
TO: RJR Enterprises  
646 Cumberland Ridge Ct.  
League City, Texas 77573

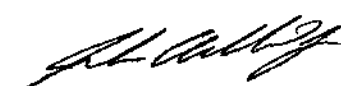
You are hereby commanded to do each of the following acts at the instance of the Respondents, The Board of Trustees of the Galveston Wharves and the Galveston Port Facilities Corporation within twenty (20) days after service of this subpoena.

That RJR Enterprises produce and permit the Respondents to inspect and copy each of the following documents referenced in attached "Exhibit A."

Such production and inspection is to take place at the place where the documents or things are regularly kept or at some other reasonable place designated by you.

You are further advised that other parties to the action in which this subpoena has been issued have the right to be present at the time of such production or inspection.

X   
Robert Ruiz

March 10, 2015 @ 12:42 PM  




You have the option to deliver or mail legible copies of documents or things to the party causing the issuance of this subpoena by you may condition such activity on your part upon the payment in advance by the party causing the issuance of this subpoena of the reasonable costs of the making of such copies.

You have the right to object at any time prior to the date set forth in this subpoena for compliance. Should you choose to object, you should communicate such objection in writing to the party causing the issuance of this subpoena and stating, with respect to any item or category to which objection is made, your reasons for such objection.

Signed this 2 day of March, 2015.

  
Clay G. Guthridge  
Administrative Law Judge

CERTIFICATE

I hereby certify that the attached is a true and complete copy of the records pertaining to RJR Enterprises, in my custody, that I am the custodian and keeper of said records.

I further certify that said records were made in the regular course of business of RJR Enterprises, and that it was in the regular course of business for such records to be made at the time of the events, transactions or occurrences to which they refer, or within a reasonable time thereafter.

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Custodian of Records Signature

\_\_\_\_\_  
Name Printed

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_,  
2015.

\_\_\_\_\_  
Notary Public—State of Texas

## EXHIBIT "A"

RJR Enterprises  
646 Cumberland Ridge Ct.  
League City, Texas 77573

Please produce any and all documents requested below:

### DEFINITIONS

The following definitions shall have the following meanings, unless the context of the document request requires otherwise:

- 1) "81<sup>st</sup> Dolphin" shall refer collectively to the cruise ship parking business known as 81<sup>st</sup> Dolphin and its sole proprietor Sylvia Robledo.
- 2) "Or" means and/or.
- 3) The words "Document" and "Documents" shall be defined in the customary and broad sense to include all written, electronic, digital, or photographic materials that are now or were formerly in your possession, custody or control, whether stored in paper files or electronically, including without limitation: reports, memoranda, correspondence, electronic mail, excel charts, records, written policies, notes, summaries or records of conversations or meetings, telephone messages, drafts of any documents, copies of any document with added notations or comments, photographs, and sound or video recordings.
- 4) As used herein "Relating to" or "Pertaining to" a given subject means constituting, containing, embodying, comprising, reflecting on, identifying, stating, referring to, dealing with, commenting on, responding to, describing, involving or in any way connected to that certain subject.
- 5) The terms "You" and "your" shall refer to RJR Enterprises and any and all of its successors, predecessors, parent or sister companies, subsidiaries, assigns, heirs, officers, directors, agents, consultants, employees, insurers, reinsurers, attorneys or any other representatives.
- 6) The term "person" means and includes natural persons, governmental entities and agencies, proprietorships, partnerships, corporations, and all other forms of organization or association.
- 7) "Identify" or to give the "identity of," shall mean:
  - a. In the case of a natural person, to state:
    - i. Full name;
    - ii. Last known address;

- iii. Employer or business affiliate; and
  - iv. Occupation and business position (including title) held.
  - v. In the case of a company or other business entity, to state: (a) Name;
  - vi. Nature of the business entity;
  - vii. Business address; and
  - viii. Partners and affiliates, if any.
- b. In the case of a document, to state:
- i. Identity of the person(s) preparing it and or the sender(s);
  - ii. Its title or, if it has no title, a description of the general nature of its subject matter;
  - iii. The identity of the addressee(s), if any;
  - iv. Its date of preparation;
  - v. Location of the original, or, if there is no original, the location of all copies, and identity of present custodian;
  - vi. Whether or not the document is claimed to be privileged; and
  - vii. The identity of the person(s) who can identify it.
- c. In the case of an oral statement or communication, to state:
- i. The maker and recipients of the oral statement or communication;
  - ii. Where and when the oral statement or communication was made;
  - iii. The identity of all persons present when the oral statement or communication was made;
  - iv. The mode of communication;
  - v. The subject matter of the oral statement or communication;
  - vi. The complete contents of the statement or communication.
- 8) "Describe" means provide a detailed statement of all things relating to or affecting the particular subject to be described including, but not limited to, dates and places and the names and addresses of any persons involved. With respect to documents, reports, or other written matter, the term "describe" also includes a detailed statement of the substance of the facts and opinions made with reference to or stated in each document, report, or written matter.

#### DOCUMENT REQUESTS

- 1) Please produce any and all Federal income tax returns prepared and/or filed by You on behalf of 81<sup>st</sup> Dolphin, whether complete or in draft form, for the tax years 2006 through the present date, including all schedules, support, and work papers.
- 2) Please produce any and all annual financial statements, income statements, and balance sheets, whether audited or unaudited, prepared by You for or on behalf of 81<sup>st</sup> Dolphin since January 1, 2006.
- 3) Please produce any and all electronic general ledgers, in native form, maintained by You for or on behalf of 81<sup>st</sup> Dolphin since January 1, 2009.

- 4) Please produce any and all correspondence or communications between You and 81<sup>st</sup> Dolphin.
- 5) Please produce each and every financial report, financial reporting package, profit and loss statement, and budget prepared by you for or on behalf of 81<sup>st</sup> Dolphin for the years 2009 to present.
- 6) Please produce any and all projections, estimates, or calculations of expenses or costs incurred by 81<sup>st</sup> Dolphin in providing cruise ship parking or facilities to its customers from January 1, 2009, to present.
- 7) Please produce any and all communications, levies, and liens in your possession filed by the Internal Revenue Service (IRS) from 2003 to present against 81<sup>st</sup> Dolphin or Sylvia Robledo individually.